

STATE OF TENNESSEE

Office of the Attorney General



PAUL G. SUMMERS  
ATTORNEY GENERAL AND REPORTER

ANDY D. BENNETT  
CHIEF DEPUTY ATTORNEY GENERAL

LUCY HONEY HAYNES  
ASSOCIATE CHIEF DEPUTY  
ATTORNEY GENERAL

MAILING ADDRESS  
P.O. BOX 20207  
NASHVILLE, TN 37202

MICHAEL E. MOORE  
SOLICITOR GENERAL  
CORDELL HULL AND JOHN SEVIER  
STATE OFFICE BUILDINGS  
TELEPHONE 615-741-3491  
FACSIMILE 615-741-2009

May 19, 2005

TO: Claimants with unsatisfied or unresolved proofs of claims against the TTA-SIGT liquidation relating to injuries dating Dec. 1, 2001 through Jan. 29, 2003 and your attorneys (as shown on the address list on the Petition Enclosed, by Mail)

Re: *Bond for Tennessee Trucking Association Self-Insurance Group Trust for workers compensation liabilities from Dec. 1, 2001 thru Jan. 29, 2003]. Davidson County Chancery Court Case No. 04-245-III (in the liquidation matter for the Trust)*

NOTICE OF RESPONSE DEADLINE: Late this afternoon, Chancellor Lyle signed the proposed Order, setting the Hearing for June 2, 2005 at 10:30 a.m. on the petition for entry of the agreed order concerning the Bond. The Order is enclosed.

The Chancellor changed one part of that order, which was the **deadline for any objection** to the petition. The deadline for filing any response as shown on the attached signed order, is close of business on Tuesday, **May 31**, 2005. I am sorry for the inconvenience of your needing to receive this second correspondence about the hearing.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sarah A. Hiestand".

SARAH A. HIESTAND (BPR)14217  
Senior Counsel, Financial Division  
P.O. Box 20207  
Nashville, TN 37202-0207  
(615) 741-6035

Enclosures:

- 1) Signed Order Setting Hearing Date and objection deadline.

*being mailed 5-20-05 SAH.*

**IN THE CHANCERY COURT OF THE STATE OF TENNESSEE  
20th JUDICIAL DISTRICT, DAVIDSON COUNTY**

STATE OF TENNESSEE, ex rel. PAULA A. FLOWERS, )  
Commissioner of Commerce and Insurance etc. )  
Petitioner, )

No. 04-245-III

vs. )

TENNESSEE TRUCKING ASSOCIATION SELF )  
INSURANCE GROUP TRUST; etc. )

Respondents. )

[Liquidation] )

RECEIVED

MAY 19 2005

Dav. Co. Chancery Court

STATE OF TENNESSEE, ex rel. PAULA A. FLOWERS )  
Commissioner of Commerce and Insurance )  
for the State of Tennessee, )  
*on behalf of employees secured by Surety Bond for* )  
*Tennessee Trucking Association - Self Insurance Group* )  
*Trust for Covered Injuries from 12-1-2001 thru 1-29-2003)* )

Petitioner, )

vs. )

MIDWEST EMPLOYERS CASUALTY COMPANY, )

Ancillary Respondent. )

Date: June 2, 2005  
10:30 a.m.

**ORDER SPECIALLY SETTING A HEARING ON THE ANCILLARY PETITION FOR  
ENTRY OF CONSENT ORDER ON BOND SECURING CERTAIN OBLIGATIONS OF  
TTA-SIGT, FOR APPOINTMENT OF RECEIVER TO ADMINISTER BOND FUNDS,  
AND FOR SERVICE OF NOTICE OF THE HEARING**

The Court has considered the Verified Ancillary Petition of the Commissioner of Commerce and Insurance For Entry of Consent Order on a Bond Securing Certain Obligations of TTA-SIGT, for Receivership/administration of the Fund, and Preliminary and Permanent Injunctive Relief and the Request for Early Hearing and Relief ("Ancillary Petition"), filed with the Court. This Court finds that an expedited hearing should be granted to consider the approval of the proposed Consent Order to obtain monetary proceeds of the Bond, and administering the Bond as set out in the Consent Order.

FILED


2005 MAY 19 PM 3:50

CLERK OF THE COURT  
DAVIDSON CO. CHANCERY CT.

IT IS HEREBY ORDERED THAT the hearing on the Ancillary Petition and Consent Order shall be heard on **June 2, 2005 at 10:30 a.m. (central time)** in **Part III** of this **Davidson County Chancery Court**, to consider whether this Court should enter the Consent Order to obtain and administer bond funds from Ancillary Respondent Midwest Employers Casualty Company. At such time any affected persons who may wish to object to the entry of the Consent Order may appear. Any objections should be filed in writing prior to the hearing with the Clerk & Master of this Court before the close of business on May <sup>31</sup> ~~27~~ <sup>(EHL)</sup> 2005, and a copy delivered to the counsel for the State, Sarah A. Hiestand, Senior Counsel, Financial Division, Attorney General's Office, P.O. Box 20207, Nashville, TN 37202 and to counsel for Respondent Midwest, Jacqueline Dixon, Esq., Hollins, Wagster, Yarbrough, Weatherly & Raybin, PC, 424 Church Street, 22nd Floor, Nashville, TN 37219.

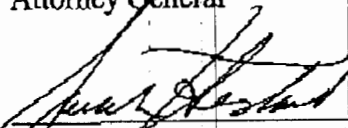
Petitioner's Counsel shall notify the bond company and interested parties by serving a copy of this Order setting Hearing and the Ancillary Petition on the Respondent and service list to the TTA-SIGT liquidation proceeding and affected claimants. Proof of service shall be filed at or before the hearing date by Petitioner's counsel.

IT IS SO ORDERED.

  
ELLEN HOBBS LYLE  
CHANCELLOR

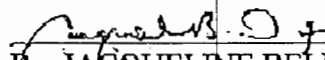
Approved for entry by:

PAUL G. SUMMERS  
Attorney General

  
SARAH A. HIESTAND (14217)  
Senior Counsel, Financial Division

Office of the Attorney General  
P.O. Box 20207  
Nashville, TN 37202-0207  
(615) 741-6035  
FAX 615-532-8223  
Attorney for Petitioner Paula A. Flowers,  
Commissioner of the Tennessee  
Department of Commerce and Insurance

HOLLINS, WAGSTER, YARBROUGH, WEATHERLY & RAYBIN, PC

  
By: JACQUELINE BELLE DIXON (12054)  
424 Church Street, 22nd Floor  
Nashville, TN 37219  
(615) 256-6666; fax 615-254-4254  
Attorneys for Midwest Employers Casualty Company

Certificate of Service

I hereby certify that the foregoing order is being served by mail on the interested parties,  
potential claimants, and service list for orders in the TTA-SIGT liquidation on this the 19th  
day of May, 2005.

  
SARAH A. HIESTAND

80378